IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

THURSDAY, THE 13TH SEPTEMBER 2007 / 22ND BHADRA 1929

WP(C).No. 27307 of 2007(A)

PETITIONER:

MADHU K.JAMES, KAMUKUMATTAHTIL HOUSE,
BETHEL P.O., PERINCHANKUTTY, UDAMBANCHOLA TALUK,
IDUKKI DISTRICT 685509.

BY ADV. SRI.P.C.CHACKO(PARATHANAM)

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY ITS
SECRETARY, GENERAL EDUCATION DEPARTMENT,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF HIGHER SECONDARY
EDUCATION, DIRECTRORATE OF HIGHER SECONDARY
EDUCATION, THIRUVANANTHAPURAM.

3. THE REGIONAL DIRECTOR OF HIGHER
SECONDARY EDUCATION, D.H.S.E. REGIONAL OFFICE,
EDAPPALLY P.O., ERNAKULAM.

4. THE DISTRICT EDUCATIONAL OFFICER,
KATTAPANA P.O., IDUKKI.

5. THE SECRETARY, CORPORATE EDUCATIONAL
AGENCY, DIOCESE OF IDUKKI, BISHOPS HOUSE,
IDUKKI P.O.,PIN 685602.

6. THE MANAGER, ST. XAVIERS H.S.S.,
CHEMMANNUR P.O., UDAMBANCHOLA TALUK,
IDUKKI DISTRICT.

7. MRS. SOPHY K.S., KANNATHUMALIL HOUSE,
ONNAKAL P.O., ERNAKULAM DISTRICT.

BY GOVERNMENT PLEADER SRI, A.J. VARGHESE.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

W.P.(C)NO.27307 OF 2007

DATED THIS THE 13th DAY OF SEPTEMBER, 2007

JUDGMENT

The petitioner worked for some time as Higher Secondary School Teacher in Sociology in the 6th respondent's school in a leave vacancy from 11.6.2004 to 30.3.2005 as per Ext.P2 appointment order issued by the Manager. The same is not yet approved. By Ext.P7 communication, the 3rd respondent informed that the approval of the petitioner can be granted only after the leave is sanctioned by the Government to the incumbent of the post. The petitioner submits that the appointment of the 7th respondent has already been approved and therefore there cannot be any embargo in sanctioning the leave applied for by the 7th respondent also, in which case the petitioner's appointment could also be approved. However, for the present, the petitioner would be satisfied with a direction to the 2nd respondent to consider and pass appropriate orders on Exts.P2 and P8 expeditiously.

2. I have heard the learned Government pleader also. In the facts and circumstances of the case, I dispose of this writ petition with a direction to the 2nd respondent to consider and pass appropriate orders on Exts.P2 and P8 in accordance with law as expeditiously as possible, at any rate, within one month from the date of receipt of a copy of this judgment after affording an opportunity of being heard to all concerned.

The writ petition is disposed of as above.

S. SIRI JAGAN, JUDGE

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